

By: Ellis

S.B. No. 2279

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the dedication of certain civil penalties for
3 violations of the Business & Commerce Code to provide civil legal
4 services to the indigent.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Section 402.007, Government Code, is amended to
7 read as follows:

8 Sec. 402.007. PAYMENT TO TREASURY; ALLOCATION OF CERTAIN
9 PENALTIES. (a) The attorney general shall immediately pay into
10 the state treasury money received for a debt or penalty.

11 (b) The comptroller shall credit to the judicial fund for
12 programs approved by the supreme court that provide basic civil
13 legal services to the indigent a civil penalty that is recovered in
14 an action by the attorney general under a provision of the Business
15 & Commerce Code and paid into the state treasury, less any amount
16 authorized by law to be retained by the attorney general, unless
17 another law requires that the penalty be credited to a different
18 fund or account.

19 SECTION 2. The change in law made by this Act applies to a
20 civil penalty in an action by the attorney general under a provision
21 of the Business & Commerce Code that is received on or after the
22 effective date of this Act.

23 SECTION 3. This Act takes effect immediately if it receives
24 a vote of two-thirds of all the members elected to each house, as

S.B. No. 2279

1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2009.